STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

Mark

2127

Docket No. POU920000#76US1

Pcu 92000 0176 USI

| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|------------|--------------|----------------|------------------|
| 09/677,338 | 10/2/2000 | N. R. Shah | 33558 | 2127 | 3544 |

Invention:

Method and Apparatus For Enforcing Capacity Limitations In A Logically Partitioned System

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

pplication Of: Kubala et al

Statement Under 37 CFR 1.97(e)(1)

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

□ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Signature

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Dated: 4/6/2005

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4/6/2005

(Date)

Signature of Person Mailing Correspondence

Sandra L. Kilmer

Typed or Printed Name of Person Mailing Correspondence

| 4 | | | | | POU92000176US1 | | Application Number 09/677,338 | | | |
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| (Use several sheets if necessary) U.S. PATENT | | | | | Applicant(s) Kubala et al | | tion #3544 | | | |
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| | | al if citation considered, whether clude copy of this form with nex | | | nce with MPEP Section 609; | Draw line thro | ugh citation if no | t in conforn | nance and | |
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Form PTO-A820 (also form PTO-1449)